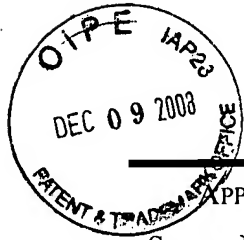


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Jan Berka, *et al.*

CONFIRMATION NUMBER : 6163

SERIAL NUMBER : 10/767,899

EXAMINER : David C. Thomas

FILING DATE : January 28, 2004

ART UNIT : 1637

FOR : **BEAD EMULSION NUCLEIC ACID AMPLIFICATION**

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION

In response to the non-final Office Action mailed on July 30, 2008 in relation to the above-referenced application, Applicants respectfully request entry and consideration of this Amendment and Response under 37 C.F.R. §1.111. A petition for a two-month extension of time and the relevant fee accompanies this Response. With this extension, this Response is considered to be timely filed on or before December 30, 2008.

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.